

PATENT Attorney Docket No. 053665-5010-US02

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Louis S. KUCERA et al.	) Confirmation No.: <b>7534</b>
Application No.: 10/748,738	) Group Art Unit: <b>1623</b>
Filed: December 30, 2003	) Examiner: <b>LEWIS</b>
For: COMPOSITIONS AND METHODS OF	<i>)</i> )
DOUBLE-TARGETING VIRUS	)
INFECTIONS AND CANCER CELLS	)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449 form. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance. The Commissioner is hereby authorized to charge \$180.00, as specified by §1.17(p), to Deposit Account No. 50-0310 for this Information Disclosure Statement under the provisions of 37 C.F.R. §1.97(c).

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1-WA/2770402.1

Copies of the listed documents were previously submitted or cited by the Examiner in parent Application No. 09/693,658, or in corresponding continuation Application No. 09/844,201. Accordingly, no documents are submitted herewith. Applicants would be happy to submit the references upon request by the Examiner. Applicants respectfully request that the Examiner initial and return the Form PTO-1449, indicating that the references have been considered and made of record herein.

Further, Applicants bring to the attention of the Examiners several Office Actions that were mailed in parent Application No. 09/693,658, or in corresponding divisional or continuation application number 09/844,201, which are related to the instant application.

Consideration of these Office Actions is earnestly solicited. For the Examiner's convenience, Applicants include copies of certain Office Action as Exhibits A-D. Applicants do not submit that this is an inclusive list of all Office Actions mailed in each case and request that the Examiner review the file history of each of the related applications to obtain any additional Office Actions that the Examiner deems relevant as well as any amendment or response that has been filed in the case by Applicants.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this

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application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully Submitted,

Morgan Lewis & Bockius LLP

Date:

June 13, 2007

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## LIST OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)

PTO Form 1449 June 13, 2007

ATTY DOCKET NO. 053665-5010-US02	APPLICATION NO 10/748,738				
APPLICANT					
Louis S. KUCERA et al.					
FILING DATE	GROUP				
December 30, 2003	1623				

#### U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A01	5,962,437	4/30/1999	Kucera et al.			
	A02	5,985,854	11/16/1999	Kozak			
	A03	6,077,837	06/202000	Kozak			
	A04	6,136,796	10/24/2000	Kozak			
	A05	6,166,089	12/26/2000	Kozak			

#### FOREIGN PATENT DOCUMENTS

 DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO

# OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER DATE CONSIDERED		SIDERED		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.